

5836-01-MJA

PTO/SB/07 (08-03)

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No. of Pages 11

Certificate of Transmission 1 pg.
Request for RCE Transmittal 1 pg.
Fee Transmittal 1 pg.
Copy of After Final Amendment 8 pgs.

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PTO/SB/30 (09-03)

PTO/SB/30 (09-03)

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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
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Alexandria, VA 22313-1450

<u>Application Number</u>	09/674,815
<u>Filing Date</u>	December 7, 2000
<u>First Named Inventor</u>	Akira Aomatsu
<u>Art Unit</u>	1614
<u>Examiner Name</u>	Kwon, Brian Yong S.
<u>Attorney Docket Number</u>	5836-01-MJA

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Matthew J. Russo	Registration No. (Attorney/Agent)	41,282
Signature		Date	June 7, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type) Connie L. Park

Signature *James L. Kue* **Date** *June 7, 2004*

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USPTO Fax No 703-872-9307

PTO/SB/17 (10-03)

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,190.00)

Complete if Known

Application Number	09/674,815
Filing Date	December 7, 2000
First Named Inventor	Akira Aomatsu
Examiner Name	Kwon, Brian Young S.
Art Unit	1614
Attorney Docket No.	5836-01-MJA

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None Deposit Account:

Deposit Account Number	Warner-Lambert Company LLC
Deposit Account Name	23-0455

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 285	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$ 0.00)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
0	-20** =		x 18.00	= 0.00
0	-3** =		x 88.00	= 0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	" Reissue independent claims over original patent
1205 18	2205 9	" Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 0.00)

**or number previously paid, if greater. For Reissues, see above

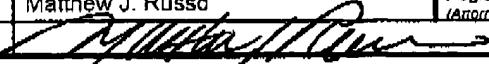
FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	420.00
1253 950	2253 475	Extension for reply within third month	
1264 1,480	2264 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(b))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(d))	
1801 770	2801 385	Request for Continued Examination (RCE)	770.00
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			
Reduced by Basic Filing Fee Paid		SUBTOTAL (3)	(\$ 1,190.00)

(Complete if applicable)

Name (Print/Type)	Matthew J. Russo	Registration No. (Attorney/Agent)	41,282	Telephone	734-622-1747
Signature				Date	June 7, 2004

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Serial No. 9/674,815
5836-01-MJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re application of: Aomatsu et al.

Group Art Unit: 1614

Serial No.: 09/674,815

Examiner: Kwon, Brian Yong S.

Filed: 12/07/2000

Paper No. 23

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For: STABILIZED PHARMACEUTICAL PREPARATION CONTAINING 4-AMINO-3-SUBSTITUTED-BUTANOIC ACID DERIVATIVES AND PROCESS FOR PREPARING THE SAME

Docket No.: 5836-01-MJA

AFTER FINAL AMENDMENT PURSUANT TO 37 CFR § 1.116
REQUIRED SUBMISSION UNDER 37 CFR § 1.114Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

In response to a Final Office action mailed January 7, 2004 (Paper No. 22), please amend the above-identified application as indicated in a listing of claims that begins on page 2 of this paper. Applicant's remarks begin on page 5 of this paper. This Amendment accompanies a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

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Connie L. Park
SignatureConnie L. Park

(Type or print name of person certifying)

Date: June 7, 2004

(After Final Amendment—page 1 of 8)